

NOAA FISHERIES



National Marine Fisheries Service International Trade Data System (ITDS) Implementation Rule

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Overview of Presentation

Introduction to ITDS (5 min.)

Overview of the 3 NMFS programs proposed for ITDS integration –(5 min.)

Description of transition from current entry processing to future in ITDS – (15 min.)

- Consolidated trade permit
- Message set requirements
- DIS requirements
- Entry processing in ACE

Responsibilities under new protocols – (5 min.)

- Importer of record
- Entry filer
- Software developer
- Need for pilot testing of Message Set and DIS for all 3 programs

Q&A - (30 min.)



Why is the International Trade Data System Required for NMFS?

- Customs Modernization Act (1993) established national customs automation program: ACE/ITDS
- SAFE Port Act (2006) mandates ACE/ITDS participation by all agencies for admissibility decisions
- Executive Order of February 19, 2014 Streamlining the Export-Import Process: single window by December 2016

US imports ~ 90% of seafood, several products and/or nations subject to

monitoring/embargoes





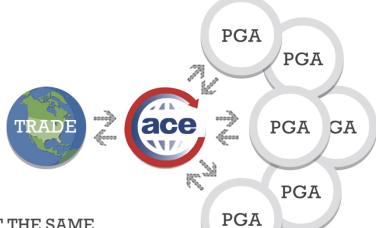


ITDS Model – Paperless/Single Window

CURRENT FLOW OF INFORMATION

SINGLE WINDOW VISION





TODAY, TRADERS MUST SUBMIT THE SAME
INFORMATION TO MULTIPLE AGENCIES, MULTIPLE TIMES
THROUGH PROCESSES THAT ARE LARGELY PAPER BASED AND MANUAL.
THE SINGLE WINDOW WILL STREAMLINE THIS PROCESS.



The CBP ACE Countdown

http://www.cbp.gov/trade/automated/ace-mandatory-use-dates#novdate

ACE Mandatory Use Dates

CBP deploying core capabilities in ACE by December 2016, as required by Executive Order. Critical for trade community to understand how they are affected and to prepare accordingly. CBP encouraging early transition to ensure readiness in advance of the mandatory dates.

Mandatory use of ACE for all electronic manifest filing.



Mandatory use of ACE for all electronic entry and entry summary filing.



Transition period begins: ACE filing of electronic entry and associated entry summary types 01, 11, 03, 51, 52 with or without PGA data is encouraged.

28 2016

ACE must be used and ACS will no longer be available for filing of all electronic entries and associated entry summaries. In addition, electronic FDA, NHTSA, APHIS (Lacey) data must be filed in ACE and ACS will no longer be available.



Upon publication of the Final Rule, ACE must be used for filing AMS, APHIS Core, ATF, CDC, DCMA, DDTC, DEA, E&C, EPA, FSIS, FWS, NMFS and TTB data.

Hybrid submissions will no longer be allowed.

Mandatory use of ACE for all remaining electronic portions of the CBP cargo process.





Proposed Rule for NMFS ITDS

- NMFS will use the ACE/ITDS Single Window for collecting data at entry
- 2. Three existing paper-based programs will be converted: HMS, AMLR, TTVP
- 3. Importer Permit Required; Data collected at entry via message set and document imaging system (DIS)

Three NMFS Message Set Programs

Highly Migratory Species (e.g., tunas, swordfish)

Antarctic Marine Living Resources (AMLR)

NOAA 370 Tuna Tracking & Verification Program (TTVP)

Dolphin Protection / product labeling (Import only program)

These programs "cover" approximately 35 HTS codes. All other marine products imported and exported (over 700 HTS codes) do not require an international trade permit nor the submission of additional filing information (message set or digital imaged documents) beyond that which Customs or Census may otherwise already require.

(Note: As part of a separate rulemaking to implement the Seafood Traceability Program recommended by the Presidential Task Force on Combating Illegal Fishing and Seafood Fraud, additional seafood products have been proposed for information collection at the point of importation. (http://www.iuufishing.noaa.gov).



Primary Products Covered by the Programs

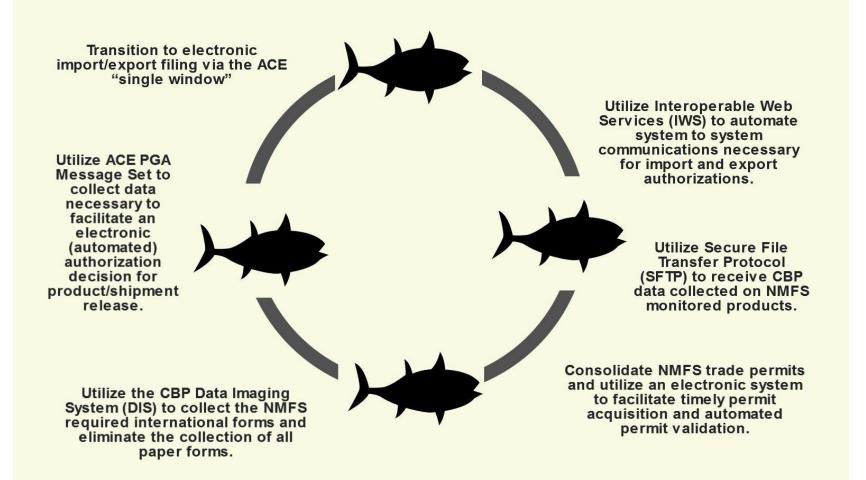
- Tunas Both HMS and NOAA 370 Programs
 - Swordfish HMS Program
- Toothfish Antarctic Marine Living Resources

Currently, paper documents are submitted post-release directly to NMFS. The documents attest to the circumstances and conditions of the harvest event.

The NOAA Form 370 program is also used to screen yellowfin tuna imports if originating from or harvested by embargoed countries.

Under ITDS, most shipments of the three product groups above will require filing of the NMFS "Message Set" in ACE and supplemental documents through "DIS".

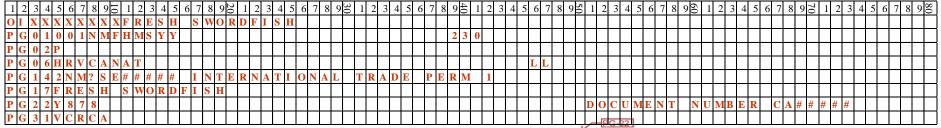
The Proposed Rule



NOAA HMS Program; Requirements Continued

PG-01	Electronic Image Submitted	"Y" indicates an image will be included
		(blank for shark fins only – no image required)
PG-01	Confidential Information Indicator	"Y" indicates the info is confidential
PG-02	Item Type	"P" = Product (Product vs. component)
PG-06	Source Type Code	Country role; e.g. "Harvesting Country"
PG-06	Geographic location (filer must provide the	Ocean Geographic Area Codes Use valid codes
	ocean area or areas where the shipment	for the ocean area of catch example; North Atlantic
	originated/was harvested	from appendix PGA.
PG-06	Processing Type Code	The fishing vessel's harvesting gear type (see code list)
PG-14	Licenses, Certificates, Permits or Other (LCPO)	Must show the license type as "NM3" and the NMFS HMS permit number for the importer of record— (NMFS HMS International Trade Permit) This number is 7 digits, alpha/numeric w first two characters "SE"
PG-22	Importers Signed Document	"Y" indicates that the importer has a copy of the required document (none required for shark fins)
PG-22	Document Identifier (may be repeated multiple time for multiple documents)	Include the code from the Appendix PGA for each of the specific document(s) images submitted via the Document Imaging System. At least one of the Catch, Statistical or Re-export documents listed above is required for all imports, exports or re-exports of HMS products except for shark fins. The document required is determined by the regulatory parameters involving the particular species (HTS), ocean harvest area and export/re-export status. These documents must be submitted at the time of the filing to CBP via the Document Imaging System/DIS.
PG-22	Compliance Description (may be repeated multiple time for multiple documents)	Enter the unique/specific number that appears on every document submitted via the DIS. This is the specific "serialized" number assigned to the individual reporting form for that specific harvest. (The unique number is entered in positions 51 through 80 and must correspond to the document identifier for each PG Record 22 in positions 6-12) (There are 30 characters to utilize in space 51 through 80.)
PG-31	Commodity Harvesting Vessel Character	Flag(Country) of the harvest vessel (two digit ISO
	Type Code	code from appendix B)





PG Record elements:

PG 01 – This is Fresh Swordfish, subject to NMFS regulation under the HMS program. An electronic image is required, information is confidential and the use is for human consumption.

PG 06- This fish was harvested in Canadian waters in the North Atlantic Ocean using longline fishing gear.

PG 14- There is a requirement for a dealer permit issued by NMFS. The permit number must be provided with the expiration date.

PG 17- common name is Fresh Swordfish

PG 22- The image referenced in PG-01 is an ICCAT Swordfish Document (code 878) and the actual number of that document is required.

PG 31- Vessel Country (VCR) (flag) is Canadian (CA)

EXPORT SECTION:	Icc	AT SWORDFISH STA	TISTICAL DO	CUMENT
EAFORT SECTION:	PG-31			
1. FLAG COUNTRY/ENTITY/	FISHING ENTITY			
2. DESCRIPTION OF VESSEI	. (if applicable)			
Vessel Name	Registration Nu	umber LOA (m)	ICCAT Re	ecord No. (if applicable)
3. POINT OF EXPORT: CITY, STATE OR PROVINCE	E O	OUNTRY/ENTITY/FISE	IING ENTITY	
4. AREA OF CATCH (Check or				
(a) North Atlantic	(b) South Atlantic	(c) Mediterranean	7(d) Pacific [(e) Indian
* In case of (d) or (e) is checked			(d) Tacine	(c) maian
5. DESCRIPTION OF FISH	,			
Product Type *	Time of Harvest			Net Weight
F/FR RD/GG/DR/FL/OT	(mm/yy)	Gear Code ^b		(kg)
1/1K KD/GG/DK/1EG1	(mine yy)		1	1/8/
derived from a swordfish weighing tertify that the above information	n is complete, true and correct	t to the best of my knowle	dge and belief.	
Name	Address	Signature	Date	License # (if applicable)
	ON: on is complete, true and corr	ect to the best of my know		applicable)
7. GOVERNMENT VALIDATI I validate that the above informati Name & Title IMPORT SECTION 8. IMPORTER CERTIFICATI	ON: on is complete, true and corresponding to the second s	ect to the best of my knov Total v Signature	vledge and belie weight of the shi Date	applicable) if. pment:
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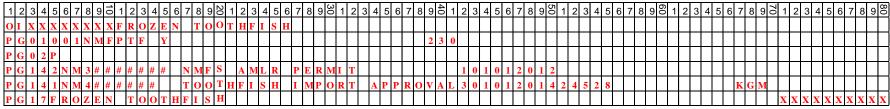
NOTE: IF ALANGUAGE OTHER THAN ENGLISH IS USED IN COMPLETING THIS FORM, PLEASE ADD THE ENGLISH TRANSLATION OTHIS DOCUMENT.



Toothfish Program; Requirements Overview

NMFS Antarctic Marine Living Resources (AMLR) Program Requirements (Primarily Fresh or Frozen Toothfish Imports)						
	Consult CBP resources to determine which products/Harmonized Tariff Schedule (HTS) codes are regulated by the National Marine Fisheries Service. See also the Federal Register, United States Code (USC), and Code of Federal Regulations (CFR.)					
General NMFS Requirements and	An NMFS AMLR Permit is Required for all toothfish imports		Permits can be obtained at www.xxxx.gov			
Restrictions	All Fresh toothfish must be accompanied by Dissostichus Catch Documents (DCD)		(almost all fresh product is air shipped)			
	All Frozen toothfish requires NMFS Pre-Approval					
Document Images Required	DCDs for all fresh toothfish					
	PG-OI	Commercial Description of Shipment (product)				
Mandatory PG-	PG-01	Partner Government Agency (PGA)				
Records	PG-02	Designation of items as "product" or "component"				
	PG-06	Ocean Area of Catch				
Conditional PG-	PG-14	Permit & Authorizing Document Data (toothfish pre-approval number)				
Records required	PG-17	Species Description				
by NMFS	PG-31	Harvest Vessel Flag Country (Vessel Name & Length Overall if required)				





PG Record elements:

PG 01- This product/shipment is frozen toothfish. Information is confidential. Intended use is for human consumption.

PG 02- The toothfish is the product and not a component thereof.

PG 14- There is a requirement for an AMLR (international trade) dealer permit issued by NMFS. The permit number must be provided with the expiration date.

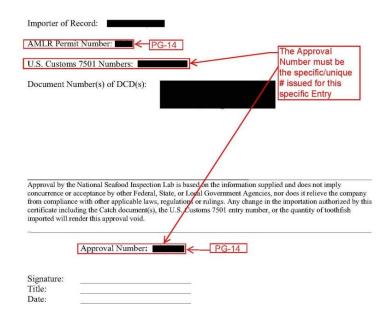
PG 14- A Pre-Approval must be issued for this product. Enter the specific/unique pre-approval number issued by NMFS for this specific entry/shipment.

PG 17- the common name is frozen toothfish

United States of America Department of Commerce National Oceanic and Atmospheric Administration

Approval Action of Catch Documents for Toothfish Imports

This is to certify that the shipment described below has been approved.



NOAA 370 Program; Requirements Overview

(Processed or Frozen Tuna Imports; includes all tuna except fresh tuna)				
General NMFS Requirements and Restrictions	Consult CBP resources to determine which products/Harmonized Tariff Schedule (HTS) codes are regulated by the National Marine Fisheries Service. See also the Federal Register, United States Code (USC), and Code of Federal Regulations (CFR.) (370 program is not required/applicable to fresh tuna) NMFS International Trade Permit (ITP) Required (future – pending rule making) Note: For all Bluefin tuna and all frozen Big Eye tuna, see also NMFS HMS program for additional requirements			
	100 - 50 - 5 NO A A 270	Fish saise Coatificate(s) of Onicia is alreading all/acadhiala		
Document Images Required	copies of the 370 as n	Fisheries Certificate(s) of Origin, including all/multiple necessary to document the harvest of all products in tion 4 of the Certificate. Potential supplemental/conditional certifications include; • High Seas Driftnet • Captain's • Observer's • International Dolphin Conservation Program(IDCP) Member Nation Statement		
	PG-OI	Commercial Description of Shipment (product)		
Mandatory PG	PG-01	Partner Government Agency (PGA)		
Records	PG-02	Designation of items as "product" or "component"		
	PG-06	Ocean Area of Catch and Gear Type		
	PG-14	Permit Information (future requirement)		
	PG-17	Species Description		
Conditional PG-	PG-22	Document Identifier (NMFS form names and unique		
Records required		document numbers) for all imaged documents		
by NMFS	PG-31	Harvest Vessel Flag Country (Vessel Name &		
		Length Overall if required)		

NMFS Tuna Tracking and Verification Program (TTVP / NOAA 370)Import Requirements



PG Record elements:

PG 01- This product/shipment is canned tuna, the form is a 370, an image is attached and information is confidential. The product is intended for human consumption.

PG 06 – The product was harvested on the high seas in the Western Pacific ocean. Purse Seine gear was used to harvest the tuna.

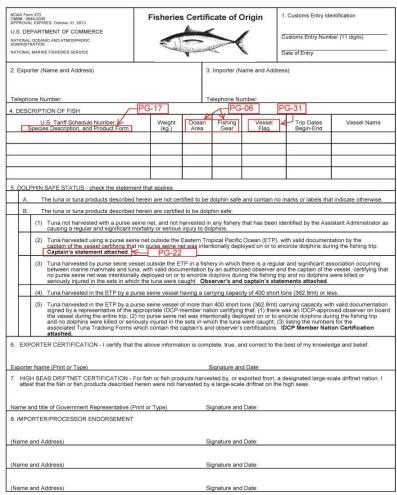
PG 14- There *will potentially be a future requirement* for a Fisheries International Trade Permit issued by NMFS. The permit number must be provided with the expiration date.

PG 17- the specific tuna is skip jack and other species and the common name is canned light meat tuna

PG-22- A NOAA, NMFS Form 370 (code 877)must accompany this shipment and box 5B2 is checked on the form therefore a Captains Statement must also be attached via DIS.

PG-22- A Captains Statement has also been included via DIS

PG-31-Vessel Country (VCR) (flag) is Japan (JP)





Responsibilities Under New Protocols

- <u>Importer of Record</u>: Obtain Fisheries International Trade Permit and provide data/documents to customs broker
- Entry Filer: submit data and documents via ACE and DIS
- <u>Software Developer</u>: certify message set software in ACE
- Immediate need for pilot testing of Message Set and DIS for all 3 programs; contact CBP client representatives

Resources and Comments

ITDS web links -

http://www.nmfs.noaa.gov/ia/slider_stories/2015/12/itds_proposed_rule.html

http://www.itds.gov/xp/itds/tsn/index.html

http://www.cbp.gov/trade/ace/catair

Comments on Rule-

http://www.regulations.gov/#!docketDetail;D=NOAA-NMFS-2009-0124 or search on www.regulations.gov for "0648-AX63"

Pilot Testing –

http://apps.cbp.gov/csms/viewmssg.asp?Recid=20771&page=&srch_argv=15-000344&srchtype=all&btype=&sortby=&sby=



